

10/549415

JC20 Rec'd PCT/PTO 1 3 SEP 2005

IN THE UNITED STATES RECEIVING OFFICE

APPLICANT: Michael Liebschner et al.

§ GROUP ART UNIT:

SERIAL NO.: Not yet assigned

§ Unknown

FILED: Concurrently Herewith

§

§ EXAMINER:

§ Unknown

FOR: Composite Injectable and Pre-Fabricated Bone Replacement
Material and Method for the Production of Such Bone
Replacement Material

§

§

§

§

INFORMATION DISCLOSURE STATEMENT

Mail Stop Amendment
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Atty. Dkt. No.: 1789-12403
Date: September 13, 2005

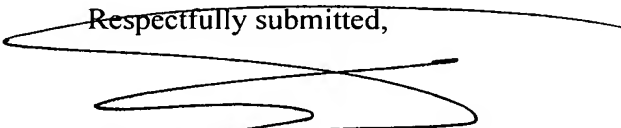
Sir:

This Information Disclosure Statement, including completed Form PTO-1449, comprises a list of pertinent art of which Applicants are aware.

The submission of this Information Disclosure Statement and the references submitted therewith is not an admission that the art cited is "prior" with respect to the present invention, nor is it a representation, that no better art exists. Applicants hereby reserve the right to swear behind or otherwise disprove any alleged "prior" nature of any art cited should the facts support and the situation warrant such an action. It is submitted that the art cited does not constitute a bar to the patentability of Applicants' invention under 35 U.S.C. § 102 or § 103.

This Information Disclosure Statement is being filed concurrently with the above-referenced patent application, therefore, no fee is due for the filing of these papers.

Respectfully submitted,



Tod T. Tumey
Reg. No. 47,146
CONLEY ROSE, P.C.
P. O. Box 3267
Houston, Texas 77253-3267
(713) 238-8000
ATTORNEY/AGENT FOR APPLICANT

JC20 Rec'd P&T/PTO 13 SEP 2003

PTO/SB/08A (08-03)

Approved for use through 07/31/2006. OMB 0651-0031
U. S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

Substitute for form 1449A/PTO				Complete if Known	
INFORMATION DISCLOSURE STATEMENT BY APPLICANT (use as many sheets as necessary)				Application Number	10/549415
				Filing Date	
				First Named Inventor	Michael Liebschner
				Group Art Unit	
				Examiner Name	
Sheet	1	of	1	Attorney Docket Number	1789-12403

U.S. PATENT DOCUMENTS					
Examiner Initials*	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ² (if known)			
	AA	US-5,514,378	05-07-1996	Mikos et al.	
	AB	US-5,626,861	05-06-1997	Laurencin et al.	
	AC	US-5,855,610	01-15-1999	Vacanti et al.	
	AD	US-6,348,069	02-19-2002	Vacanti et al.	
	AE	US-6,454,811	09-24-2002	Sherwood et al.	

FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ⁶
		Country Code ³ Number ⁴ Kind Code ⁵ (if known)				

OTHER PRIOR ART - NON PATENT LITERATURE DOCUMENTS			
Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
	AF	J.E. BARRALET ET AL., <i>Effect of Porosity Reduction by Compaction on Compressive Strength and Microstructure of Calcium Phosphate Cement</i> , Correspondence to J. E. Barralet, Biomaterials Unit, School of Dentistry, University of Birmingham B4 6NN, United Kingdom, Dated March 30, 2001 (pp. 1-9)	
	AG	PCT International Search Report for International Application No. PCT/US2004/07600 dated July 12, 2004 (2 p.)	

Examiner Signature	Date Considered
--------------------	-----------------

159088.01/1789.12403

*EXAMINER: Initial reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. 1 Applicant's unique citation designation number (optional). 2 See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. 3 Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). 4 For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. 5 Kind of document by the appropriate symbols as indicated on the document under WIPO Standard St.16 if possible. 6 Applicant is to place a check mark here if English language translation is attached.

The collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P. O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORM TO THIS ADDRESS. Send To Commissioner For Patents, P. O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2